

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

I.P.S. – Selection and appointment of Sri V. Dinesh Reddy, I.P.S., to the post of Director General of Police, (Head of Police Force) Andhra Pradesh – Orders – Issued.

GENERAL ADMINISTRATION (SC.C) DEPARTMENT

G.O.Rt.No.
2012

Dated: 29-09-

Read the Following:-

1. G.O. Rt. No. 2861, G.A. (SC.C) Deptt., dated 30.6.2011
2. Orders of Central Administrative Tribunal, dated 19.6.2012 in O.A.No.678 of 2011 filed by Sri P. Gautam Kumar, IPS.
3. Orders of A.P.High Court, dated 16.08.2012 in W.P. No.19026 of 2012 filed by State Government.
4. Orders of Supreme Court of India, dated 24.8.2012 in S.L.P. (C) No. 25106 of 2012 filed by State Government.
5. Govt. Letter No. 344/SC.C/A1/2011, G.A. (SC.C) Deptt. Dt: 28-08-2012, 12.9.2012, 18.9.2012 and 21.9.2012 addressed to UPSC.
6. G.O.Rt.No.4067, G.A.(SC.C) Deptt., Dt.03-9-2012
7. From the U.P.S.C., New Delhi, letter No. 13/01/2012-AIS, dated 28.9.2012.

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ORDER:-

Sri V. Dinesh Reddy, IPS was appointed as Director General of Police, A.P., Hyderabad in the Government order 1st read above. Aggrieved by the said appointment Sri P. Gautam Kumar, IPS, challenged the said appointment by filing O.A. No. 678 of 2011 before the Central Administrative Tribunal, Hyderabad. Hon'ble C.A.T., in its order dated 19.6.2012 set aside the selection and appointment of Sri V. Dinesh Reddy, and directed the state Government to forward the names of all eligible officers in the HAG+ Scale as on the date with all their service records to the Union Public service Commission with necessary requisition for preparation of a panel as directed by the Hon'ble Supreme Court in para 31 (2) of Prakash Singh's case within one week.

2. Government appealed the matter before the Hon'ble High Court by filing W.P. No. 19026 of 2012. This W.P., filed by the Govt. of A.P., was dismissed by the Hon'ble High Court on 16.8.2012 with the following direction:

- (i) *Apropos the operative directions issued by the Tribunal in the order impugned herein (para 45), the appellant – The State of Andhra Pradesh shall forward the names of all eligible and serving Police Officers in the rank of DGP in the HAG + Scale together with their entire records of service to the UPSC, requesting preparation of a panel, as directed by the Supreme Court in the paragraph 31.2 of the judgment in Prakash Singh v. Union of India, within one week (7 days), from the date of receipt of a copy of this judgment;*
- (ii) *Within two weeks from the date of receipt of proposals from the State Government (forwarded by the State in conformity with direction (i) supra), the UPSC shall draw up a panel as directed in para 31.2 of the judgment in Prakash Singh and communicate the same to the State of Andhra Pradesh. This direction is issued to the UPSC (though not a party to this lis) since UPSC's obligation to empanel officers for appointment to the post of DGP (HoPF) arises from the judgment of the Supreme Court in Prakash Singh;*
- (iii) *Within one week (7 days) from the date of receipt of the panel forwarded by the UPSC, as set out in the preceding direction, the State Government shall select one of the three senior-most officers*

*(empanelled by the UPSC), for appointment to the post of DGP (HoPF),
in compliance with the directions in Prakash Singh; and*

(Contd.. 2)

- (iv) *Since the order of the Tribunal setting aside the appointment of Sri V. Dinesh Reddy, as DGP (HoPF) is being upheld by this Court herein, in the public interest, we direct that till the process of a fresh and lawful appointment to the post of DGP (HoPF) is executed in accordance with the foregoing directions, Sri V.Dinesh Reddy, may discharge the functions of the DGP (HoPF), but as a purely incharge / officiating arrangement. The officer shall neither be entitled to nor draw salary and emoluments attached to the post of DGP (HoPF). He would however be entitled to draw salary and emoluments to the post of DGP in HAG+Scale.*

3. The State Government filed Special Leave Petition before the Hon'ble Supreme Court and in compliance with the interim directions of the Hon'ble Supreme Court dated 24.8.2012 in Special Leave Petition (C) No. 25106 /2012, the State Government has forwarded the names of eligible IPS officers in the Director General of Police HAG+Scale together with the entire service records as required by the Union Public Service Commission with a request to prepare a panel and forward to the State Government.

4. The Union Public Service Commission in its letter 6th read above has forwarded the Minutes of the "Empanelment Committee for preparation of a panel for appointment to the post of Director General of Police (Head of Police Force) Andhra Pradesh" taking into account the range of experience of officers in the core areas of policing like law and order maintenance, crime investigation, administration etc., along with experience in the fields of vigilance / intelligence / crime.

5. Government after taking into account the recommendations of the Union Public Service Commission and after due consideration of the service records and range of experience of the three officers empanelled by the Union Public Service Commission decided to select Sri V. Dinesh Reddy, IPS to the post of Director General of Police, Andhra Pradesh, Hyderabad.

6. Accordingly, in supercession of the orders issued in the G.O. 6th read above, it is hereby notified that Sri V. Dinesh Reddy, IPS is appointed to the post of Director General of Police, (Head of the Police Force), Andhra Pradesh, Hyderabad in the Apex Scale of Rs.80,000+0, with immediate effect.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

MINNIE MATHEW,
CHIEF SECRETARY TO GOVERNMENT.

To
Sri V.Dinesh Reddy, IPS, (RR:77)
The Director General of Police, A.P., Hyderabad.
The Principal Secretary to Government, Home Department
The Pay & Accounts Officer, Hyderabad.
Copy to:
The Secretary, Union Public Service Commission, Dholpur House,
Shahjahan Road, New Delhi - 110 0069 (Attn: Smt. Rashmi Sinha, Dy.Secy.
AIS)
The Chief Secretaries to Government of All States / Union Territories
The Director General of Police of all States / Union Territories
The Secretary to Government, Ministry of Home Affairs,
North Block, New Delhi - 110 001.
The Accountant General (A&E), A.P., Hyderabad.
The CPRO to C.M. / P.S. to Prl.Secy. to C.M./ P.S. Minister (Home).
The P.S. to C.S. / P.S. to Prl.Secy. (Poll) / P.A. to Joint Secy. (AIS)
The A.S. (AIS.I,II&III)
The General Administration (SC.D/SC.E/SC.X/Accom.B) Department.
SF/SCs

//FORWARDED:: BY ORDER//

SECTION OFFICER (SC)